



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্ব দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং ৪৪ দিশপুৰ, সোমবাৰ, ১৭ ফেব্ৰুৱাৰী, ২০২৫, ২৮ মাঘ, ১৯৪৬ (শক)

No. 84 Dispur, Monday, 17th February, 2025, 28th Magha, 1946 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

REVENUE & DISASTER MANAGEMENT (LA&A) DEPARTMENT

NOTIFICATION

The 15th February, 2025

No. LA & A.eCF/433730/66.- Governor of Assam is pleased to direct that when cultivable land in occupation of tenant/ raiyat is acquired by the Government for public purpose under provisions of any prevailing Land Acquisition Act, the District Commissioner concerned, before initiating the process of acquisition would make all efforts to give settlement/ occupancy ownership rights of the land to him as provided under section 15 of the Assam State Acquisition of Land Belonging to Religious and Charitable Institutions of Public Nature Act, 1959, under section 16 of the Assam Fixation of Ceiling on Land Holdings Act, 1956 as well as under section 23 of the Assam (Temporarily Settled Areas) Tenancy Act, 1971.

If it is not possible to provide ownership right of the land to the tenant before issuing Notification of acquisition, then the land acquisition compensation, whatever the amount is, shall be apportioned between the tenant and the landlord adopting the principle encapsulated under section 12 of the Assam Fixation of Ceiling on Land Holdings Act, 1956 in the following manner:

- If the land is held by occupancy tenant then the compensation will be apportioned between the occupancy tenant and landlord - in the ratio of 40:60 respectively (for fallow land) and 70:30 respectively (for other land) ;

- ii. If the land is held by tenant other than occupancy tenant then the compensation will be apportioned between the non-occupancy tenant and landlord - in the ratio of 20:80 respectively (for fallow land) and 60:40 respectively (for other land).
- iii. Where there is a sub-tenant in the land acquired, an amount equal to 50 per cent of the compensation payable to the tenant, as stated at i. & ii. above, under who he holds, shall be paid out of it to the sub-tenant.

Explanation -Land which is not cultivated for 3 consecutive years immediately preceding the date of acquisition or which does not contain any tree, bamboo or thatch shall be regarded as **fallow**.

This will come into effect from the date of publication of this Notification in official gazette.

GYANENDRA DEV TRIPATHI,

Principal Secretary to the Government of Assam,
Revenue & Disaster Management Department.